

OPERATOR SHALL NOTIFY THE DIRECTOR OF THE BUREAU IF LAND HAS NOT BEEN DISTURBED BY ANY OPERATION DURING THE PRECEDING YEAR.

REVISOR'S NOTE: This subsection presently appears as Article 66C, section 664(b) of the Code. The only changes made are in style.

(C) INSPECTIONS; EFFECT OF NONCOMPLIANCE.—THE DIRECTOR OF THE BUREAU OR HIS AGENT MAY ENTER ON AND INSPECT ANY OPEN-PIT OPERATION TO DETERMINE CONDITIONS OF SAFETY AND ASSURE COMPLIANCE WITH THE PROVISIONS OF THIS SUBTITLE AND ANY RULES AND REGULATIONS PROMULGATED UNDER IT. IF AN OPERATOR FAILS TO COMPLY WITH REQUIREMENTS OF THIS SUBTITLE, OR ANY RULE OR REGULATION, THE DIRECTOR IMMEDIATELY SHALL NOTIFY THE OPERATOR BY REGISTERED MAIL OR PERSONAL DELIVERY OF THE FAILURE AND REQUIRE COMPLIANCE WITHIN A SPECIFIED TIME. IF THE OPERATOR DOES NOT COMPLY WITHIN THE TIME SPECIFIED, THE DIRECTOR MAY ISSUE A CEASE AND DESIST ORDER REQUIRING THE OPERATOR IMMEDIATELY TO CEASE OPEN-PIT MINING ON THE OPERATION IN QUESTION UNTIL THE DIRECTOR DETERMINES THAT THE OPERATOR IS IN FULL COMPLIANCE. IF THE OPERATOR PERSISTS IN NON-COMPLIANCE, THE DIRECTOR, AFTER A HEARING AND FINAL DETERMINATION, MAY CANCEL THE PERMIT ON THIS OPERATION. HE ALSO MAY ORDER THE IMMEDIATE STOPPING OF ANY OPERATION CONDUCTED BY AN OPERATOR WHO LACKS THE LICENSE OR PERMIT REQUIRED BY THIS SUBTITLE. IN ADDITION, THE COMMITTEE MAY ENTER ON ANY OPEN-PIT OPERATION TO DETERMINE LAND RECLAMATION CONDITIONS AND PROGRESS. ANY DEFICIENCY NOTED SHALL BE REPORTED TO THE DIRECTOR. THE COMMITTEE MAY ORDER THE DIRECTOR TO SUSPEND THE PERMIT UNTIL CORRECTIVE ACTION IS TAKEN.

REVISOR'S NOTE: This subsection presently appears as Article 66C, section 664(c) of the Code. The only changes made are in style.

7-508. GRADING; SEALING OFF OPENINGS; IMPOUNDING WATER; BACKFILLING AND PLANTING GENERALLY; ALTERNATIVE PLANS FOR RECLAMATION.

(A) COMPLIANCE.—EACH OPERATOR SHALL COMPLY WITH THE REQUIREMENTS OF THIS SECTION.

REVISOR'S NOTE: This subsection presently appears as Article 66C, section 665(a) of the Code.

(B) REGRADING.—THE OPERATOR SHALL REGRADE IN A MANNER THE BUREAU ESTABLISHES BY RULE AND REGULATION